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RCE/1600 44

PTO/SB/30 (5/2000)

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/763,704
Filing Date	2/26/01
First Named Inventor	Witschel et al.
Group Art Unit	1625
Examiner Name	Robinson
Attorney Docket Number	49365

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
- i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____ (Any unenforced amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other preliminary amendment _____
- b. Enclosed
- i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other _____

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

- b. Other _____

3. Fees

- The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 11-0345
- i. RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. Other any deficiency _____
- b. Check in the amount of \$ 1880.00 enclosed
- c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Herbert B. Keil	Registration No. (Attorney/Agent)	18,967
Signature	<u>Herbert B. Keil</u>	Date	March 2, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Herbert B. Keil	Date	March 2, 2004
Signature	<u>Herbert B. Keil</u>	Date	March 2, 2004

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03/05/2004 AWONDAF1 00000043 09763704

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01 FC:1801



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
WITSCHEL et al.) Art Unit: 1625
Serial No. 09/763,704) Examiner: Robinson
Filed: February 26, 2001)
For: CYCLOHEXENONEQUINOLINYL DERIVATIVES

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Person Making Deposit Mary Chadwick
Signature Mary Chadwick
Date of Signature 3/2/04

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

AMENDMENT AND REPLY UNDER 37 CFR §1.114

Sir:

In response to the office action dated January 15, 2004, and further in response to the office action dated June 4, 2003 applicants request continuation of the present prosecution and entry of the following amendments, in accordance with 37 CFR §1.114.

03/05/2004 AWONDAF1 00000043 09763704

02 FC:1251

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